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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA  
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11 CARLOS TOMAS GARCIA,

No. 2:04-cv-01779-MCE-DAD P

12 Petitioner,

13 vs.

ORDER

14 KATHY MENDOZA-POWERS, et al.,

15 Respondents.  
16 \_\_\_\_\_/

17 Petitioner, a state prisoner proceeding pro se, has filed this application for a writ of  
18 habeas corpus pursuant to 28 U.S.C. § 2254. The matter was referred to a United States  
19 Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local General Order No. 262.

20 On August 22, 2008, the magistrate judge filed findings and recommendations herein  
21 which were served on all parties and which contained notice to all parties that any objections to  
22 the findings and recommendations were to be filed within twenty days. Petitioner has filed  
23 objections to the findings and recommendations.

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1 In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C) and Local Rule 72-304,  
2 this court has conducted a de novo review of this case. Having carefully reviewed the entire file,  
3 the court finds the findings and recommendations to be supported by the record and by proper  
4 analysis.

5 Accordingly, IT IS HEREBY ORDERED that:

- 6 1. The findings and recommendations filed August 22, 2008, are adopted in full; and  
7 2. Petitioner's application for a writ of habeas corpus is denied.

8 Dated: September 26, 2008

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10 MORRISON C. ENGLAND, JR.  
11 UNITED STATES DISTRICT JUDGE  
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